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## BEFORE THE ARIZONA CORPORATION COMMISSION

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Arizona Corporation Commission

BOB STUMP - Chairman  
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ARIZONA CORPORATION COMMISSION  
DOCKET CONTROL

DOCKETED BY

IN THE MATTER OF THE APPLICATION OF  
TUSAYAN WATER DEVELOPMENT  
ASSOCIATION, INC. FOR ESTABLISHMENT  
OF RATES FOR WATER SERVICE.

DOCKET NO. W-02350A-10-0163

IN THE MATTER OF THE APPLICATION OF  
ANASAZI WATER CO., LLC FOR  
ADJUDICATION "NOT A PUBLIC SERVICE  
CORPORATION."

DOCKET NO. W-20765A-10-0432

IN THE MATTER OF THE APPLICATION OF  
HYDRO-RESOURCES, INC. FOR  
ADJUDICATION "NOT A PUBLIC SERVICE  
CORPORATION."

DOCKET NO. W-20770A-10-0473

IN THE MATTER OF THE APPLICATION OF  
TUSAYAN WATER DEVELOPMENT  
ASSOCIATION, INC. FOR CANCELLATION OF  
CERTIFICATE OF CONVENIENCE AND  
NECESSITY.

DOCKET NO. W-02350A-13-0312

IN THE MATTER OF THE APPLICATION OF  
HYDRO-RESOURCES, INC. FOR A  
CERTIFICATE OF CONVENIENCE AND  
NECESSITY TO PROVIDE WATER SERVICE.

DOCKET NO. W-20770A-13-0313

PROCEDURAL ORDER**BY THE COMMISSION:**

On April 29, 2010, Tusayan Water Development Association, Inc. ("Tusayan") filed with the Arizona Corporation Commission ("Commission"), in Docket No. W-02350A-10-0163 ("Tusayan Docket"), a rate application using a test year ending December 31, 2009.

Since that time, through a series of events more fully described in prior Procedural Orders, processing of Tusayan's rate application has been suspended; Tusayan has been deemed to have filed an adjudication application; the Tusayan Docket has been consolidated with the docket for an adjudication application filed by Anasazi Water Company, LLC ("Anasazi"), Docket No. W-20765A-10-0432 ("Anasazi Docket"), and the docket for an adjudication application filed by Hydro-Resources, Inc. ("Hydro"), Docket No. W-20770A-10-0473 ("Hydro Docket"); and numerous

1 procedural conferences have been held. Additionally, intervention has been granted to Tusayan  
2 Ventures, LLC ("T Ventures"), the Town of Tusayan ("Town"), and Squire Motor Inns, Incorporated  
3 ("Squire").

4 In August 2013, Tusayan, Anasazi, Hydro, the Town, Squire, and the Commission's Utilities  
5 Division ("Staff") entered into a Settlement Agreement designed to resolve the parties' differences  
6 and unify the provision of water utility service in the Town.<sup>1</sup> Under the Settlement Agreement,  
7 Hydro agreed to apply for a Certificate of Convenience and Necessity ("CC&N") to become the  
8 water utility service provider for the area currently included within Tusayan's CC&N service area,  
9 and Tusayan agreed to apply for cancellation of its CC&N. In addition, a number of property  
10 transfers were resolved through a separate agreement.

11 On September 12, 2013, Hydro filed a CC&N application in Docket No. W-20770A-13-0313  
12 ("CC&N Docket"). On the same date, Tusayan filed an application for CC&N cancellation in Docket  
13 No. W-02350A-13-0312 ("Cancellation Docket"). Pursuant to requests from Tusayan, Hydro, and  
14 Anasazi, the CC&N Docket and the Cancellation Docket were consolidated with the Tusayan Docket,  
15 Anasazi Docket, and Hydro Docket on September 25, 2013.

16 Staff filed a Sufficiency Letter for Tusayan's application for CC&N cancellation on October  
17 11, 2013, and filed a Sufficiency Letter for Hydro's CC&N application on December 16, 2013.

18 A Procedural Order was issued on February 4, 2014, setting this matter for a hearing to  
19 commence on June 4, 2014.

20 On April 25, 2014, T Ventures filed a Request for Withdrawal as an intervenor, and that  
21 Request was granted without objection by a Procedural Order issued on May 5, 2014.

22 On May 14, 2014, Hydro, Tusayan, Anasazi, the Town, and Squire filed a Notice Regarding  
23 Responsive Testimony, indicating that none of them would be filing any responsive testimony, as  
24 Staff had not filed opening testimony or a Staff Report, and any response to Staff's testimony could  
25 be made at hearing.

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28 <sup>1</sup> T Ventures has not entered into the Settlement Agreement.

On June 2, 2014, Squire filed an Unopposed Motion to Allow Telephonic Testimony, requesting that its witness, Greg Bryan, be permitted to testify telephonically. Squire stated that Mr. Bryan is located in the Town of Tusayan, that the time and cost of travel is unwarranted because Squire is not an applicant and the Settlement Agreement is uncontested, and Mr. Bryan has a meeting with the U.S. Forest Service from 1:30 to 3:00 on June 4. Squire stated that the attorneys for the other parties to this matter had been contacted and had no opposition.

Although Squire should not have waited until two days before the evidentiary hearing to file its Motion, because the other parties to this matter have no objection to Mr. Bryan's testifying telephonically, Squire's Motion will be granted.

IT IS THEREFORE ORDERED that Squire's Motion to Allow Telephonic Testimony is hereby granted.

IT IS FURTHER ORDERED that Squire shall call in to the Commission's Hearing Room No. 1 to provide telephonic testimony, at a time to be arranged, using call-in number (800) 689-9374 and participant passcode 415962#.

IT IS FURTHER ORDERED that the Administrative Law Judge may rescind, alter, amend, or waive any portion of this Procedural Order either by subsequent Procedural Order or by ruling at hearing.

DATED this 3rd day of June, 2014.

  
SARAH N. HARPRING  
ADMINISTRATIVE LAW JUDGE

Copies of the foregoing mailed/delivered this 3rd day of June, 2014, to:

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